

Minutes of July 19, 2002 Meeting  
Orange County Water District  
10500 Ellis Avenue  
Fountain Valley

1. Chair Beswick called the meeting to order at 9:00 a.m.

Board Members Present

Board Members Absent

Carole Beswick, Chair  
Fred Ameri, Vice-Chair  
Jose Solorio  
John Withers  
Joan Dotson  
William Ruh  
John Withers

Seymour Van Gundy  
Karen Stein

Staff Members Present

Gerard J. Thibeault, Executive Officer  
Kurt V. Berchtold, Assistant Executive Officer  
Michael J. Adackapara, Supervising Water Resource Control Engineer  
Joanne E. Schneider, Environmental Program Manager  
Barbara Laffoon, Executive Assistant

State Board Representative

Legal Counsel

Jorge Leon

Public Attendance

Burnell Cavender, San Bernardino Valley Water Conservation District  
Mary Lynne Calkins, Defend the Bay  
Joey Racano, Ocean Outfall Group (OOG)  
Doug Drury, Inland Empire Utilities Agency  
Rod Cruze, City of Riverside  
Don Schulz, Surfrider Foundation  
Pat Kilroy, City of Lake Elsinore  
Traci Stewart, Chino Basin Watermaster  
Mike Loving, City of Irvine  
Harry Thomas, City of Orange  
Bob Von Schimmelmman, City of Orange  
Brian Ragland, City of Tustin  
Larry McKenney, County of Orange  
Heather Hoecherl, Natural Resources Defense Council (NRDC)  
Tim Piasky, BIA/SC  
Maryanne Skorpavich, County of Orange  
Claudia Lovein, Mesa Consolidated  
Geraldine Lucas, City of Huntington Beach  
Mark Esquer, Orange County Sanitation District (OCSD)  
Bob Caustin, Defend the Bay  
Joyce Clark, Metropolitan Water District

Irwin Haydock  
Doug Korthof  
Jim Ross, City of Santa Ana  
David Bolin, Komet  
Julius Ma, East Valley Municipal Water District  
Ed Labahn  
Tom England, ENACT  
Patrick Scanlon, Southern California Water Company  
Jim Colston, OCSD  
Andrea DeLeon, Harley Knox & Associates  
Bill Morris, City of Costa Mesa  
Norm Eckenrode, OCSD  
Julie Puentes, Orange County Business Council  
Kyle Christie, Buena Park  
Beth Dorris, McKenna for Buena Park  
Randy Fuhrman  
Rita Hinhim, OCWD  
Monica Mazur, Orange County Environmental Health  
Greg Woodside, OCWD  
Dean Reinemann, UQ/UQ

2. Public Forum

Burnie Cavender presented a Resolution of Appreciation of the Board of Directors of the San Bernardino Valley Water Conservation District to the Regional Board and Executive Officer Thibeault.

Larry Porter, OOG, commented on the environmental issues surrounding recreational uses of the Orange County beach areas.

Doug Korthof spoke regarding the history of the Santa Ana Board, of the changes that had taken place throughout the years, and changes that he hoped to see.

3. Approval of Minutes of May 31, 2002 meeting

There being no additions or corrections, the minutes of the regular board meeting held on May 31, 2002, were approved as presented.

4. Approval of Consent Calendar Items

5. Revised Waste Discharge Requirements, Parallel Products, Order No. R8-2002-0030
6. Revised Waste Discharge Requirements, City of Tustin, 17<sup>th</sup> Street Desalter, Order No. R8-2002- 0005
7. Rescission of Waste Discharge Requirements or Enforcement Orders for Specific Facilities, Order No. R8-2002-0069

It was noted that Item No. 6 had errata.

Action: It was moved by Member Ruh, seconded by Member Dotson and unanimously carried that the Board adopt Order No. R8-2002-0030, R8-2002-0005 with errata, and Order No. R8-2002-0069 as presented.

8. Public Hearing, Basin Plan Triennial Review Work Plan

Information pertaining to this item is contained in a verbatim transcript.

This item was presented by Mark Adelson, chief of the Regional Planning Programs Section, who recommended adoption of Resolution R8-2002-0070, approving the final draft Triennial Review priority list and work plan.

The presentation focused on differences between the draft Triennial Review priority list presented at the April 26, 2002 Board meeting Triennial Review workshop, and the final draft Triennial Review priority list and work plan. The final draft list reflects changes to the earlier list made in response to stakeholder and Board member comments at the April 26, 2002, workshop and June 14, 2002 stakeholder meeting. Stakeholder involvement in study of Triennial Review issues was also discussed.

Speakers to the item were:

Heather Hoecherl, NRDC and Defend the Bay  
Pat Kilroy, Lake Manager, City of Lake Elsinore  
Mike Loving, City of Irvine  
Harry Thomas, Public Works Director, City of Orange  
Don Schulz, Surfrider Foundation  
Andrea De Leon  
Irwin Haydock

(Break – 10:00 – 10:10 a.m.)

At the request of Orange County Water District, a brief break was taken to permit members of the public to move vehicles.

Action: It was moved by Member Ruh, seconded by Member Dotson, and unanimously approved that the Board adopt Resolution No. R8-2002-0070, the work plan for the 2002 Triennial Review.

#### CHANGE IN THE ORDER OF THE AGENDA

11. Public Hearing, Ongoing Investigation of MtBE Sources Around the Concerto Wellfield, Southern California Water Company (SCWC) (information item)

Information pertaining to this item is contained in a verbatim transcript.

Ken Williams, Chief of the Underground Storage Tank section, gave a presentation describing the ongoing investigation of the continued presence of MtBE in the Concerto wellfield in eastern Anaheim. A detailed presentation of the investigation was given by Andrew Barnes of Geosyntec Consultants, the environmental consulting firm representing the three major oil companies thought to be responsible for the MtBE in the groundwater.

Additional speakers on this topic were Virginia Grebbien, General Manager of Orange County Water District, Patrick Scanlon, District Manager of SCWC, Mike Bryant of Phillips (Tosco), and Kyle Christie of Atlantic Richfield.

Action: It was moved by Member Ruh, seconded by Vice-Chair Ameri, and unanimously approved that the Board affirm the direction taken by staff.

EO Thibeault noted that any changes that might occur would be brought back before the Board.

Member Ruh suggested that Board staff keep legislative offices updated on items such as this. EO Thibeault responded that staff were currently working closely with Senators Margett and Soto on other issues and will continue to update legislators on water quality issues.

12. Coastal Water Quality and Beach Closures

Ken Theisen, Staff Environmental Scientist, updated the Board on coastal water quality issues and recent investigations into the causes of beach closures. He noted that recent studies by University of California at Irvine of Talbert Marsh and the Santa Ana River show evidence that the main source of pollution is urban runoff.

Vice-Chair Ameri said he had received extremely favorable comments regarding Mr. Theisen's work.

Lunch Break 12:00 – 12:32 p.m.

13. Amendment of Waste Discharge Requirements, Orange County Sanitation District, Reclamation Plant No. 1 and Treatment Plant No. 2 (NPDES No. CA0110604) R8-2002-0055

Information pertaining to this item is contained in a verbatim transcript.

Terry Oda, Chief of the Permits Section, represented the U.S. EPA, in a joint hearing.

Joanne Schneider, EPM, presented this item. She indicated that amendment of Order No. 98-5, NPDES No. CA0110604, current waste discharge requirements for the Orange County Sanitation District (OCSD), is recommended to include requirements for chlorination and dechlorination of the wastewater, to specify a limit for total residual chlorine, to revise the bacterial limitations to require compliance throughout the offshore zone of state waters (as well as the nearshore zone), and to revise monitoring requirements to assess compliance with these new requirements. It was also noted that there were three errata with this item.

Speakers to this item were:

Bob Ghirelli, Orange County Sanitation District  
Heather Hoecherl, NRDC, Defend the Bay  
Mary Lynne Calkins, Defend the Bay  
Bob Caustin, Defend the Bay  
Julie Puentes, Orange County Business Council  
Irwin Haydock  
John Skinner  
Doug Korthof  
Randy Fuhrman  
Joey Racano  
Larry Porter  
Nancy Skinner  
Don Schulz

Action: It was moved by Member Withers, seconded by Member Ruh, and unanimously approved that the Board adopt Order No. R8-2002-0055 with errata.

9. Proposition 13 Grant Program

This information item was presented by Mark Adelson, chief of the Regional Planning Programs Section. Mr. Adelson briefly summarized the Region 8 Proposition 13 proposals that staff reviewed and ranked as competitive for possible grant awards. Mr. Adelson responded to questions from the Executive Officer and Board concerning the proposal review procedure.

10. Nitrogen/Total Dissolved Solids (N/TDS) Task Force

Tim Moore, Risk Sciences, updated the Board on the activities of the Task Force. He described the changes in the basin boundaries and the rationale. Findings are scheduled to go to peer review shortly, with Regional Board workshops and hearing anticipated in late 2002/early 2003.

14. Administrative Civil Liability Complaint, City of Buena Park, Orange County, NPDES No. CAS0000214.

EO Thibeault advised that this item had been withdrawn from the agenda.

15. Hazardous Waste and Sewage Spill Incident Report

Staff provided the Board with a list of incidents.

16. Underground Storage Tanks Site Closure Report

Staff provided the Board with a list of the underground storage tanks site closures.

17. Underground Storage Tanks Corrective Action Plans

Staff provided the Board with a list of the corrective action plans for underground storage tanks.

18. Executive Officer's Report

The Board was advised that the Colton/ San Bernardino Regional Tertiary Treatment and Water Reclamation Authority, which includes the Cities of San Bernardino and Colton and operates the Rapid Infiltration and Extraction (RIX) facility, had gone to court ex-parte to request that the judge give them a stay of coliform and other limits in their NPDES permit. The Attorney General's office and Jorge Leon stepped in and were able to obtain a short delay in the proceedings so that the Regional Board's interests could be represented to the judge. The matter will be heard August 6 in San Bernardino Superior Court. Member Withers suggested that staff consider a request for a change of venue.

19. Regional Board Member Communications

There was none.

20. Closed Session

There was none.

21. Adjournment

The meeting was adjourned to the regular meeting of September 6, 2002, at 9:00 a.m., at the City Council Chambers of Loma Linda.

Respectfully submitted:

/s/

GERARD J. THIBEAULT  
Executive Officer

/bjl